



Cityscape Schools, Inc.
Emergency Board Meeting - Virtual
Friday, September 25, 2020 10:00 AM (CDT)
Virtual

NOTICE IS HEREBY GIVEN THAT AN EMERGENCY MEETING OF THE BOARD OF DIRECTORS OF CITYSCAPE SCHOOLS IS HEREBY MADE. THE MEETING WILL BE HELD ON FRIDAY, SEPTEMBER 25, 2020. THIS MEETING MAY BE CONDUCTED TELEPHONICALLY AS PERMITTED BY THE TEXAS OPEN MEETINGS ACT.

Join from PC, Mac, Linux, iOS or Android: <https://meetings.ringcentral.com/j/1493897780>

For the best audio experience, please use computer audio.

- Or iPhone one-tap : +1(469)4450100,,1493897780# (US South)
- Or Telephone: +1(469)4450100 (US South)
- Meeting ID: 149 389 7780

Prepared for Mary Ann Boyer



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I. Call to Order - Leonard Brannon

II. Approval of Board Resolution Declaring Emergency Exception to Procurement Requirements - Leonard Brannon

Consider and potential action to declare an unforeseen operational failure under Section 44.031(h) of the Education Code due to flooding at East Grand Preparatory, and to suspend normal competitive procurement procedures and authorize the Superintendent to procure goods and services necessary to remediate flooding.

Call to Order

No documents for this item

**CITYSCAPE SCHOOLS, INC.
BOARD RESOLUTION DECLARING
EMERGENCY EXCEPTION TO PROCUREMENT REQUIREMENTS**

WHEREAS, Cityscape Schools, Inc. (“Cityscape” or the “School”) is a Texas non-profit corporation and an open-enrollment charter school operating under the laws of the State of Texas;

WHEREAS, Cityscape has amended its charter to adopt Subchapter B, Chapter 44 of the Texas Education Code as the applicable statute for procurement of construction services;

WHEREAS, Cityscape’s East Grand Preparatory Academy is currently experiencing serious water infiltration and flooding within certain areas of the campus facilities that impair the School’s ability to conduct normal education operations and create a potential health hazard associated with allowing prolonged periods of moisture saturating building;

WHEREAS, the Board, having investigated such matters, has determined that the aforementioned water infiltration and flooding constitutes an unforeseen operational failure of the School’s facilities;

WHEREAS, the Board has further determined that the School now needs to take every effort to remediate and repair these issues, and to do so as expeditiously as possible in order to allow the School’s operations to continue with the least disruption possible to the School’s educational mission;

WHEREAS, given the present condition and unavoidable circumstances caused by the unforeseen operational failure, this project necessitates the application of Section 44.031(h) of the Texas Education Code for emergency procurement necessary to address and remedy the matters herein, while protecting the public’s and the School’s property and assets;

NOW, THEREFORE, the Board of Directors of Cityscape Schools, Inc. at a lawfully called meeting of the Board, held in compliance with the Texas Open Meetings Act, does hereby adopt the following Resolutions:

IT IS HEREBY RESOLVED THAT the Board of Directors determines and declares that:

- (1) the foregoing recitals are hereby found to be true and correct and are adopted and incorporated herein by reference as findings of fact;
- (2) the delay imposed by use of the construction procurement methods that a charter school may elect to follow under Section 44.031 of the Texas Education Code and Chapter 2269 of the Texas Government Code would prevent or substantially impair the conduct of classes and other essential school activities, including causing unnecessary waste of the public’s and school’s assets and property that can be avoided and safeguarded against through this resolution;

- (3) the delay imposed by use of the purchasing procedures required in existing local policies would prevent or substantially impair the conduct of classes and other essential school activities; and

BE IT FURTHER RESOLVED THAT, pursuant to Section 44.031(h) of the Texas Education Code, the Board of Directors directs and authorizes the Superintendent to procure necessary goods and services to complete the project, without regard to the otherwise applicable purchasing requirements of the Texas Education Code and of the local School policy, and to award, negotiate and execute contracts for architectural design, engineering, general contracting, and other construction services on terms beneficial to the School and to the extent necessary for completion of the project.

PASSED AND APPROVED BY THE MAJORITY OF MEMBERS OF THE BOARD OF DIRECTORS OF CITYSCAPE SCHOOLS, INC. ON SEPTEMBER __, 2020.

Members Voting in Favor:

_____	_____
_____	_____
_____	_____

The undersigned, being the Secretary of the Corporation, hereby certifies that the foregoing represents a true copy of a Resolution of the Directors of the Corporation, duly held on _____, 2020, which Resolution is in full force and effect and has not been revoked or amended.

Secretary __/__/____